Case 19-10852-TPA Doc 17 Filed 09/08/19 Entered 09/09/19 00:39:51 Desc Imaged

Information to identify the case:							
Debtor 1 Derek S. Kerr					Social Security number or ITIN xxx-xx-4495		
	First Name	Middle Name	Last Name		EIN		
Debtor 2					Social Security number or ITIN		
(Spouse, if filing)	First Name	Middle Name	Last Name		EIN		
United States Bankruptcy Court WESTERN DISTRICT OF PENNSYL		-VANIA	Date case filed for chapter 13 8/23/19				
Case number: 19	–10852–TP <i>A</i>	١					

## Official Form 309I

#### **Notice of Chapter 13 Bankruptcy Case**

12/17

For the debtors listed above, a case has been filed under chapter 13 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors, the debtors' property, and certain codebtors. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

Confirmation of a chapter 13 plan may result in a discharge. Creditors who assert that the debtors are not entitled to a discharge under 11 U.S.C. § 1328(f) must file a motion objecting to discharge in the bankruptcy clerk's office within the deadline specified in this notice. Creditors who want to have their debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office by the same deadline. (See line 13 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at <a href="https://www.pacer.gov">www.pacer.gov</a>).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

		About Debtor 1:	About Debtor 2:
1.	Debtor's full name	Derek S. Kerr	
2.	All other names used in the last 8 years		
3.	Address	8 Elm Drive Brookville, PA 15825	
4.	<b>Debtor's attorney</b> Name and address	Kenneth P. Seitz Law Offices of Kenny P. Seitz P.O. Box 211 Ligonier, PA 15658	Contact phone 814–536–7470
4.			Email: thedebterasers@aol.com
5.	Bankruptcy trustee Name and address	Ronda J. Winnecour Suite 3250, USX Tower	Contact phone 412–471–5566
	Name and address	600 Grant Street Pittsburgh, PA 15219	Email: cmecf@chapter13trusteewdpa.com
6.	Bankruptcy clerk's office		Hours open: Mon. – Fri. Pittsburgh Office: 9:00a.m. –
	Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov.	U.S. Bankruptcy Court U.S. Courthouse, Room B160 17 South Park Row Erie, PA 16501	4:30p.m. Erie Office: 9:00a.m. – 4:30p.m.
			Contact phone 814-464-9740
	-		Date: 9/6/19

For more information, see page 2

Debtor Derek S. Kerr

Case number 19–10852–TPA

7.	Meeting of creditors  Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must attend. Creditors may attend, but are not required to do so.	October 29, 2019 at 10:00 AM  The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.	Location: Bankruptcy Court ( U.S. Courthouse, 1 PA 16501	Conference Room B110, 7 South Park Row, Erie,			
8.	Deadlines The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.	Deadline to file a complaint to challenge dischargeability of certain debts:  You must file:  • a motion if you assert that the debtors are not entitled to receive	Filing deadline: 12/30/19				
	deadimes.	under U.S.Ć. § 1328(f), or  a complaint if you want to have a particular debt excepted from discharge					
		under 11 U.S.C. § 523(a)(2) or (4).  Deadline for all creditors to file a proof of claim  (except governmental units):  Filing deadline: 11/1/19					
		Deadline for governmental units to file a proof of claim:					
		Deadlines for filing proof of claim:  A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at <a href="https://www.uscourts.gov">www.uscourts.gov</a> or any bankruptcy clerk's office.  If you do not file a proof of claim by the deadline, you might not be paid on your claim. To be paid, you must file a proof of claim even if your claim is listed in the schedules that the debtor filed.  Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.					
		Deadline to object to exemptions: The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.	Filing deadline:	30 days after the conclusion of the meeting of creditors			
9.	Filing of plan	The debtor has filed a plan. The plan is enclosed. The hearing on confirmation will be held on: 10/29/19 at 10:00 AM , Location: Bankruptcy Court Conference Room B110, U.S. Courthouse, 17 South Park Row, Erie, PA 16501					
10	). Creditors with a foreign address						
11	1. Filing a chapter 13 bankruptcy case	Chapter 13 allows an individual with regular income and debts below a specified amount to adjust debts according to a plan. A plan is not effective unless the court confirms it. You may object to confirmation of the plan and appear at the confirmation hearing. A copy of the plan, if not enclosed, will be sent to you later, and if the confirmation hearing is not indicated on this notice, you will be sent notice of the confirmation hearing. The debtor will remain in possession of the property and may continue to operate the business, if any, unless the court orders otherwise.					
12	2. Exempt property	st file a list of property	ou believe that the law				
Confirmation of a chapter 13 plan may result in a discharge of debts, which may include all or part of However, unless the court orders otherwise, the debts will not be discharged until all payments unde are made. A discharge means that creditors may never try to collect the debt from the debtors perso as provided in the plan. If you want to have a particular debt excepted from discharge under 11 U.S. 523(a)(2) or (4), you must file a complaint and pay the filing fee in the bankruptcy clerk's office by the you believe that the debtors are not entitled to a discharge of any of their debts under 11 U.S.C. § 13 must file a motion. The bankruptcy clerk's office must receive the objection by the deadline to object exemptions in line 8.							

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Certificate of Notice Page 3 of 4
United States Bankruptcy Court
Western District of Pennsylvania

In re:

Derek S. Kerr

Debtor

Case No. 19-10852-TPA
Chapter 13

#### **CERTIFICATE OF NOTICE**

Page 1 of 2

Date Rcvd: Sep 06, 2019

TOTALS: 1, \* 0, ## 0

Form ID: 309I Total Noticed: 21

User: dkam

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 08, 2019. Brookville, PA 15825-1010 db +Derek S. Kerr, 8 Elm Drive, +James Warmbrodt, KML Law Group, P.C., 701 Market Street, Suite 5000. aty Philadelphia, PA 19106-1541 600 Grant Street, +Ronda J. Winnecour, Suite 3250, USX Tower, Pittsburgh, PA 15219-2702 Lincoln, NE 68521-4463 15110084 +Cap1/cabelas, 4800 Nw 1st Street, PO Box 5072, 15117458 Directv, LLC, by American InfoSource as agent, Carol Stream, IL 60197-5072 15110087 #+Megan N. Kerr, 8 Elm Drive, Brookville, PA 15825-1010 15110089 P.o. Box 1006, Harrisburg, PA 17108-1006 +Pa Sta Empcu, 15110091 +S & T Bank, 800 Philadelphia, Indiana, PA 15701-3908 Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. aty E-mail/Text: thedebterasers@aol.com Sep 07 2019 02:17:50 Kenneth P. Seitz, Law Offices of Kenny P. Seitz, P.O. Box 211, Ligonier, PA E-mail/Text: RVSVCBICNOTICE1@state.pa.us Sep 07 2019 02:18:08 Ligonier, PA 15658 Pennsylvania Dept. of Revenue, smg ATTN: BANKRUPTCY DIVISION, Department 280946, P.O. Box 280946, Harrisburg, PA 17128-0946 ust +E-mail/Text: ustpregion03.pi.ecf@usdoj.gov Sep 07 2019 02:18:18 Office of the United States Trustee, Liberty Center., 1001 Liberty Avenue, Suite 970, Pittsburgh, PA 15222-3721 +EDI: PRA.COM Sep 07 2019 06:13:00 PRA Receivables Management, LLC, PO Box 41021. cr Norfolk, VA 23541-1021 15117725 EDI: DISCOVER.COM Sep 07 2019 06:13:00 Discover Bank. Discover Products Inc. New Albany, OH 43054-3025 PO Box 3025, +EDI: DISCOVER.COM Sep 07 2019 06:13:00 15110085 Discover Fin Svcs Llc, Po Box 15316, Wilmington, DE 19850-5316 15110086 +E-mail/Text: bknotice@ercbpo.com Sep 07 2019 02:18:23 Enhanced Recovery Co L, Po Box 57547, Jacksonville, FL 32241-7547 +EDI: AGFINANCE.COM Sep 07 2019 06:13:00 15110088 Onemain, Po Box 1010, Evansville, IN 47706-1010 15110090 +E-mail/Text: bankruptcyteam@quickenloans.com Sep 07 2019 02:18:31 Ouicken Loans, 1050 Woodward Ave, Detroit, MI 48226-1906 +EDI: RMSC.COM Sep 07 2019 06:13:00 15110092 Po Box 956005, Syncb/lowes, Orlando, FL 32896-0001 +EDI: RMSC.COM Sep 07 2019 06:13:00 Syncb/walmart Dc, 15110093 Po Box 965024, Orlando, FL 32896-5024 +EDI: RMSC.COM Sep 07 2019 06:13:00 15110669 Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021 +EDI: TFSR.COM Sep 07 2019 06:13:00 15110094 Toyota Motor Credit, Po Box 9786, Cedar Rapids, IA 52409-0004 TOTAL: 13 \*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

cr Quicken Loans Inc.

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

District/off: 0315-1

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 08, 2019 Signature: /s/Joseph Speetjens

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District/off: 0315-1 User: dkam Page 2 of 2 Date Rcvd: Sep 06, 2019

Form ID: 309I Total Noticed: 21

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 6, 2019 at the address(es) listed below:

James Warmbrodt on behalf of Creditor Quicken Loans Inc. bkgroup@kmllawgroup.com
Kenneth P. Seitz on behalf of Debtor Derek S. Kerr thedebterasers@aol.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

TOTAL: 4